

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

GARY W. ALEXANDER,

Plaintiff,

v.

CHASE BANK NA, *et al.*,

Defendants.

NO. C16-62RSL

ORDER GRANTING FED. R. CIV. P.  
12(B)(6) MOTION TO DISMISS OF  
DEFENDANT NORTHWEST  
TRUSTEE SERVICES, INC.

This matter comes before the Court on the “Fed. R. Civ. P. 12(b)(6) Motion to Dismiss of Defendant Northwest Trustee Services, Inc.” Dkt. # 12. Having reviewed the memorandum filed in support of the motion and the remainder of the record, the Court finds as follows.

On February 10, 2016, defendant Northwest Trustee Services, Inc. (NWTs) filed a motion to dismiss all of Gary Alexander’s claims against it under Federal Rule of Civil Procedure 12(b)(6). Dkt. # 12. Alexander did not oppose the motion.

Although Alexander is proceeding pro se, he must follow the same rules of procedure as other litigants. King v. Atiyeh, 814 F.2d 565, 567 (9th Cir. 1987), overruled on other grounds, Lacey v. Maricopa Cty., 693 F.3d 896 (9th Cir. 2012). When “a party fails to file papers in opposition to a motion, such failure may be considered by the court as an admission that the motion had merit.” Local Civil Rule 7(b)(2). After review of NWTs’s motion and the remainder of the record, the Court finds no reason not to apply this rule.

Therefore, NWTs’s motion to dismiss (Dkt. # 12) is GRANTED, and plaintiff’s claims

ORDER GRANTING  
NWTs’S MOTION TO DISMISS - 1

1 against NWTS are DISMISSED with prejudice.

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3 DATED this 26th day of April, 2016.

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6 Robert S. Lasnik  
7 United States District Judge  
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